SBCivil Writ Petition No.3544/2006

Gulab Singh Ranawat
Vs.
State of Rajasthan & Ors.

Date of Order :: 22nd August, 2006

HON'BLE MR.JUSTICE GOVIND MATHUR

Mr. N.K.Jain, for the petitioner.

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The appropriate government while exercising powers under Section 12(5) of the Industrial Disputes Act, 1947 (hereinafter referred to as "the Act of 1947") by its order dated 9.9.2005 refused to refer the dispute raised by the petitioner for its adjudication to Labour Court-cum-Industrial Tribunal.

The contention of counsel for the petitioner is that the appropriate government refused to make reference by entering into merits of the case and that is not permissible under the Act of 1947.

Heard counsel for the petitioner.

The petitioner in the instant matter want adjudication of a dispute pertaining to his termination from service in the office of Tehsildar, Bhilwara. This Court in the case of Kishan Das Bairagi v. Industrial Tribunal-Labour-Court, Udaipur & Ors., SBCivil Writ Petition No.3563/2006, decided on

22.8.2006, has already taken the view that the office of the Tehsildar is not an industry and, therefore, in any case the dispute raised by the petitioner is not competent to be adjudicated under the Act of 1947.

In view of it the writ petition is dismissed.

(GOVIND MATHUR),J.

kkm/ps.